

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re the Application of:

MEAGER

Serial No.: 10/803,834

Filed: March 17, 2004

Atty. File No.: 3772-7-CON

For: "DEVICE FOR CREATING A SEAL
BETWEEN FABRICS OR OTHER
MATERIALS"

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Group Art Unit: Not Yet Assigned

Examiner: Not Yet Assigned

**INFORMATION DISCLOSURE
STATEMENT**

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS
BEING DEPOSITED WITH THE UNITED STATES POSTAL
SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE
ADDRESSED TO THE COMMISSIONER FOR PATENTS, P.O.
BOX 1450, ALEXANDRIA, VA 22313 ON THIS 13 DAY OF
May, 2004.

SHERIDAN ROSS P.C.

BY: Chasity C. Rossum
Chasity C. Rossum

Sir:

The references cited on attached Form PTO-1449 are being called to the attention of the Examiner.

- ☒ Copies of the cited foreign patents and/or non-patent references identified only by an
asterisk (*) mark are enclosed herewith.
- ☒ Copies of the cited U.S. patents and/or U.S. patent application publications are not enclosed

in accordance with the waiver dated July 11, 2003, whereby patent applications filed after June 30, 2003 and
international applications that have entered the national stage under 35 U.S.C. § 371 after June 30, 2003 need
not submit copies of U.S. patents and U.S. patent application publications.

- ☐ Copies of the foreign references not identified with an asterisk (*) mark are not enclosed, in
accordance with 37 C.F.R. 1.98(d), because the references were submitted to the U.S. Patent and
Trademark Office in prior application Serial No. 10/135,881 filed April 29, 2002, which is relied upon
for an earlier filing date under 35 U.S.C. § 120.

☐ To the best of applicants' belief, the pertinence of the foreign-language references are
believed to be summarized in the attached English abstracts and in the figures, although applicants do not
necessarily vouch for the accuracy of the translation.

☐ Examiner's attention is directed to the following co-pending application(s) for which priority
is not being claimed, copies have been or are being submitted:

Serial No. _____ filed _____ (Atty. Dckt. No. _____)

☐ Examiner's attention is directed to the following co-pending application(s), to which the
current application claims priority, copies of at least the claims for such pending application are provided or
have been provided:

Serial No. _____ filed _____ (Atty. Dckt. No. _____)

Submission of the above information is not intended as an admission that any item is citable under the statutes or rules to support a rejection, that any item disclosed represents analogous art, or that those skilled in the art would refer to or recognize the pertinence of any reference without the benefit of hindsight, nor should an inference be drawn as to the pertinence of the references based on the order in which they are presented. Submission of this statement should not be taken as an indication that a search has been conducted, or that no better art exists.

It is respectfully requested that the cited information be expressly considered during the prosecution of this application and the references made of record therein.

FEES

<input checked="" type="checkbox"/>	<p>37 CFR 1.97(b): No fee is believed due in connection with this submission, because the information disclosure statement submitted herewith is satisfies one of the following conditions ("X" indicates satisfaction):</p> <div style="margin-left: 40px;"> <input checked="" type="checkbox"/> Within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d), or <input type="checkbox"/> Within three months of the date of entry into the national stage of an international application as set forth in 37 CFR 1.491 or <input type="checkbox"/> Before the mailing date of a first Office Action on the merits, or <input type="checkbox"/> Before the mailing of a first Office action after the filing of a Request for Continued Examination (RCE) under 37 CFR 1.114. </div> <p>Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to Deposit Account 19-1970.</p>
<input type="checkbox"/>	<p>37 CFR 1.97(c): The information disclosure statement transmitted herewith is being filed after all the above conditions (37 CFR 1.97(b)), but before the mailing date of one of the following conditions:</p> <div style="margin-left: 40px;"> (1) a final action under 37 C.F.R. 1.113 or (2) a notice of allowance under 37 C.F.R. 1.311, or (3) an action that otherwise closes prosecution in the application. </div> <p>This Information Disclosure Statement is accompanied by:</p> <div style="margin-left: 40px;"> <input type="checkbox"/> A Certification (below) as specified by 37 C.F.R. 1.97(e). Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to Deposit Account 19-1970. <div style="text-align: center; margin: 5px 0;">OR</div> <input type="checkbox"/> A check in the amount of \$180.00 for the fee set forth in 37 C.F.R. 1.17(p) for submission of an information disclosure statement. Please credit any overpayment or charge any underpayment to Deposit Account No. 19-1970. </div>
<input type="checkbox"/>	<p>37 CFR 1.97(d): This Information Disclosure Statement is being submitted after the period specified in 37 CFR 1.97(c).</p> <div style="margin-left: 40px;"> <input type="checkbox"/> This information Disclosure Statement includes a Certification (below) as specified by 37 C.F.R. 1.97(e) </div> <p style="text-align: center; margin: 10px 0;">AND</p> <div style="margin-left: 40px;"> <input type="checkbox"/> Applicants hereby requests consideration of the reference(s) disclosed herein. Enclosed is the fee in the amount of \$180.00 under 37 C.F.R. 1.17(p). Please credit any overpayment or charge any underpayment to Deposit Account No. 19-1970. Please credit any overpayment or charge any underpayment to Deposit Account No. 19-1970. Election to pay the fee should not be taken as an indication that applicant(s) cannot execute a certification. </div>

Certification (37 C.F.R. 1.97(e))
(Applicable only if checked)

☐ The undersigned certifies that:

- ☐ Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(1).
☐ A copy of the communication from the foreign patent office is enclosed.

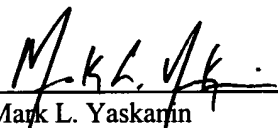
OR

- ☐ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(2).

Respectfully submitted,

SHERIDAN ROSS, P.C.

By: _____


Mark L. Yaskarin
Registration No. 45,246
1560 Broadway, Suite 1200
Denver, CO 80202-5141
TELEPHONE: 303-863-2975
FAX: 303-863-0223

Date: 5-12-2004
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SHEET 1 OF 4

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)	ATTY. DOCKET NO. 3772-7-CON	SERIAL NO. 10/803,834
	APPLICANT MEAGER	
	FILING DATE March 17, 2004	GROUP ART 3677

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROP.
	1	6,721,999	4/20/04	Meager	24	399	
	2	6,394,299	5/28/02	Hupp	220	315	
	3	6,385,818	5/14/02	Savicki, Sr.	24	30.5	
	4	6,305,844	10/23/01	Bois	383	64	
	5	6,185,796	2/13/01	Ausnit	24	30.5	
	6	6,059,457	5/9/00	Sprehe et al.	383	63	
	7	6,033,113	3/7/00	Anderson	383	63	
	8	5,991,980	11/30/99	Meager	24	400	
	9	5,919,535	7/6/99	Dobreski et al.	428	35.2	
	10	5,867,875	2/9/99	Beck et al.	24	400	
	11	5,809,621	9/22/98	McCree et al.	24	399	
	12	5,722,128	3/3/98	Toney et al.	24	400	
	13	5,664,299	9/9/97	Porchia et al.	24	400	
	14	5,636,415	6/10/97	James	24	399	
	15	5,599,415	2/4/97	Tomic et al.	156	159	
	16	5,438,744	8/8/95	Horikawa et al.	29	408	
	17	5,283,932	2/8/94	Richardson et al.	24	400	
	18	5,253,395	10/19/93	Yano	24	387	
	19	5,161,286	11/10/92	Herrington Jr., et al.	24	387	
	20	5,152,613	10/6/92	Herrington, Jr.	383	63	
	21	5,070,583	12/10/91	Herrington	24	400	
	22	5,067,208	11/26/91	Herrington Jr., et al.	24	400	

EXAMINER	DATE CONSIDERED
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

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*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROP.
-	23	5,062,186	11/5/91	Rampolla et al.	24	389	
	24	5,010,627	4/30/91	Herrington, et al.	24	400	
-	25	5,007,143	4/16/91	Herrington	24	400	
	26	5,007,142	4/16/91	Herrington	24	400	
	27	4,941,238	7/17/90	Clark	24	437	
	28	4,905,694	3/6/90	Will	606	217	
	29	4,890,935	1/2/90	Ausnit et al.	383	59	
	30	4,756,061	7/12/88	Jones et al.	24	433	
	31	4,262,395	4/21/81	Kosky	24	201	
	32	4,199,845	4/29/80	Ausnit	24	291	
	33	4,137,608	2/6/79	Moertel	24	205.11	
	34	4,112,150	9/5/78	Brown et al.	427	284	
	35	3,959,856	6/1/76	Ausnit	24	201	
	36	3,914,827	10/28/75	Brown et al.	24	205	
	37	3,660,875	5/9/72	Gutman	24	201	
	38	3,591,914	7/13/71	Heimberger	29	408	
	39	3,579,747	5/25/71	Hawley	24	201	
	40	3,490,109	1/20/70	Heimberger	24	205.1	
	41	3,426,396	2/11/68	Laquerre	24	201	
	42	3,338,285	8/29/67	Jaster	150	3	
	43	3,325,084	6/13/67	Ausnit	229	77	
	44	3,309,746	3/21/67	Carlile	24	205.11	
	45	3,259,951	7/12/66	Zimmerman	24	201	

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.	46	3,203,062	8/31/65	Ausnit	24	201	
	47	3,153,269	10/20/64	Berry	24	201	
.	48	2,978,769	4/11/61	Harrah	24	201	
	49	2,909,822	10/27/59	Botti et al.	24	201	
	50	2,889,605	6/9/59	Morin	24	205	
	51	2,871,539	2/3/59	Swan	24	201	
	52	2,869,207	1/20/59	Bernstein	24	201	
	53	2,794,227	6/4/57	Dorman	24	201	
	54	2,777,181	1/15/57	Morner	24	201	
	55	2,696,032	12/7/54	Sander	24	201	
	56	2,665,467	1/12/54	Bosomworth et al.	24	201	
	57	2,652,611	9/22/53	Jaster	24	201	
	58	2,491,524	12/20/49	Siple	24	207	
	59	2,355,816	8/15/44	Mörner	24	206	
	60	2,353,858	7/18/44	Tedesco	24	206	
	61	2,263,481	11/18/41	Austin	24	434	
	62	2,217,571	10/8/40	Süsskind	24	205	
	63	1,959,318	5/15/34	Sundback	24	205	
	64	1,887,741	11/15/32	Trotter			
	65	1,719,856	7/9/29	Sipe	24	400	
	66	1,706,097	3/19/29	Aud			
	67	1,703,712	2/26/29	Aud	383	64	

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FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION	
							YES	NO
	68	CH 287845	4/16/53	Switzerland				X
	69	EP 676 330	10/11/95	EPO				
	70	* WO 02/087379	11/7/2002	PCT	A44B	19/16		
	71	* WO 99/09854	3/4/1999	PCT	A44B	19/00		

OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)

	72	* Notification of Transmittal of the International Search Report or the Declaration dated August 5, 2002 for International Patent Application No. PCT/US02/13558
	73	* Supplementary European Search Report dated November 30, 2000 for European Patent Application No. 98944523
	74	* Notification of Transmittal of the International Search Report or the Declaration dated December 16, 1998 for International Patent Application No. PCT/US98/17599

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